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Keefe B. Clemons
General Counsel – Northeast Region



September 11, 2013

Honorable Kathleen H. Burgess
Secretary
New York State Public Service Commission
Empire State Plaza, Agency Building 3
Albany, New York 12223-1350

Re: Case 13-C-0197

Dear Secretary Burgess:

Based on its ongoing review of its service offerings on Fire Island, Verizon New York Inc. ("Verizon") has decided to re-build its wireline network in western Fire Island, and to offer Verizon Voice Link solely on an optional basis, rather than as its sole service in the area. Further details of Verizon's plans in western Fire Island are set forth in the Attachment to this letter.

Accordingly, Verizon is filing today a tariff amendment stating that § 1.C.3 of Tariff PSC No. 1 — which authorizes the use of Voice Link as the company's sole service offering in western Fire Island — will be of no further effect after the company's new wireline network is completed and the company is able to offer service over that network throughout western Fire Island. The amendment would also immediately eliminate from the tariff subsection (b) of § 1.C.3. That subsection concerned the offering of Voice Link as the sole Verizon service in areas other than those, such as western Fire Island, where the company's facilities had been substantially destroyed.

The completion of Verizon's new wireline network in western Fire Island and the implementation of this tariff amendment will moot the issues now before the Commission in Case 13-C-0197. Accordingly, Verizon respectfully requests that the Commission suspend all deadlines and proceedings in the Case, with a view towards dismissing it once today's tariff amendment is fully implemented.

Respectfully submitted,

A handwritten signature in black ink that reads "Keefe B. Clemons".

cc: Mr. Michael Corso
Peter McGowan, Esq.
Mr. Chad G. Hume

VZ-NYNJ-000518

SUMMARY OF VERIZON'S PLANS IN WESTERN FIRE ISLAND

1. Verizon will build a Fiber-to-the-Premises ("FTTP") network that will be capable of serving all of its customers in western Fire Island. Verizon is targeting Memorial Day 2014 for the completion of construction, and for the general availability of all services offered over the new network. Between now and the completion of construction, Verizon will keep Staff informed of the progress of construction efforts.

2. Verizon will offer two options for standalone voice service: (a) standard tariffed service over the FTTP network, and (b) Voice Link service. Verizon will also offer one or more bundled FiOS service offerings. The FiOS offerings will include FiOS Digital Voice and broadband Internet access.

3. Following the general availability of services over the FTTP network in Western Fire Island, Voice Link will be offered there as an optional service only. Current Voice Link customers in western Fire Island, if they choose to retain the service, will continue to be governed by the Terms of Service reviewed and approved by Staff in Case 13-C-0197.

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Re: *Proposed Amendments to Verizon New York Inc. Tariff PSC No. 1*

Dear Secretary Burgess:

Verizon New York Inc. ("Verizon") respectfully submits the attached Application for Special Permission to put into effect on September 20, 2013, on short notice, the following amended tariff pages:

PSC NY No. 1—COMMUNICATIONS
Section 1
3rd Revised Page 60
2nd Revised Page 60.1

On May 3, 2013, Verizon filed tariff amendments that added § 1.C.3 to Tariff PSC NY No. 1. That section authorized Verizon to use a wireless service as its sole service offering in western Fire Island, where the company's facilities had been substantially destroyed by Superstorm Sandy. The proposed tariff also included language (§ 1.C.3.b) that provided a tariffed process by which Verizon could use wireless service as its sole service offering in other specified circumstances. In its May 16, 2013 Order in Case 13-C-0197, the Commission suspended § 1.C.3.b, required modifications to certain other provisions of the May 3 filing, and permitted the remainder of the new tariff language to go into effect. Pursuant to § 1.C.3, Verizon is currently offering a wireless service known as Verizon Voice Link on an interim basis in western Fire Island, and the Commission is reviewing the offering.

Based on its own ongoing review, Verizon has decided to re-build a wireline network in western Fire Island. Verizon is targeting Memorial Day 2014 for the completion of construction, and the general availability of services over the new network. In the interim, it will continue to offer Voice Link pursuant to the approved terms of the tariff and the Commission's May 16 Order.

VZ-NYNJ-000520

Accordingly, this filing withdraws the suspended language in § 1.C.3.b, and adds new language explicitly stating that the remainder of the section will no longer be effective after Verizon's new wireline network is completed and the company is able to offer service over that network throughout western Fire Island.

In order to enable Verizon to move forward with these plans as rapidly as possible, Verizon respectfully requests that this filing be allowed to go into effect on less than 30 days' notice, and that the requirement of newspaper filing be waived.

Very truly yours,

A handwritten signature in black ink, reading "Jeffrey B. Clemons". The signature is written in a cursive, flowing style.

Attachment

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Honorable Kathleen H. Burgess
Secretary
New York State Public Service Commission
Empire State Plaza, Agency Building 3
Albany, New York 12223-1350

Re: Proposed Amendments to Verizon New York Inc. Tariff PSC No. 1

Dear Secretary Burgess:

Verizon New York Inc., by Keefe B. Clemons, General Counsel, hereby applies under Section 92 (Telephone) of the Public Service Law for permission to put the following schedule into effect on September 20, 2013, on short notice:

PSC NY No. 1--COMMUNICATIONS
Section 1
3rd Revised Page 60
2nd Revised Page 60.1

In order to enable Verizon to move forward with its plans to build out a Fiber to the Premises network in western Fire Island to replace facilities destroyed in Superstorm Sandy, Verizon respectfully requests that this filing be allowed to go into effect on less than 30 days' notice, and that the requirement of newspaper filing be waived.

These changes are being filed with the Secretary's office by e-mail.

Very truly yours,
VERIZON NEW YORK INC.

A handwritten signature in black ink that reads "Keefe B. Clemons".

By _____

Attachment


VZ-NYNJ-000522

State of New York)
County of New York) ss:

Keefe B. Clemons, being duly sworn, states that he is the General Counsel named in the foregoing Application, that he has read said Application and knows the contents thereof, and the same is true of his own knowledge, except as to matters therein stated to be alleged on information and belief, and as to those matters he believes it to be true.



Subscribed to and sworn to before me
this 11th day of September, 2013.


Notary Public

JEANETTE NUNEZ
Notary Public, State of New York
No. 01NU4647134
Qualified in Nassau County
Commission Expires March 30, 2015

Attachment

GENERAL RULES AND REGULATIONSC. OBLIGATION OF TELEPHONE COMPANY

1. In furnishing service and/or facilities, the Telephone Company does not undertake to transmit messages, but furnishes the use of its facilities to its subscribers for communications.
2. The Telephone Company's obligation to furnish service and/or facilities is dependent upon its ability (a) to secure and retain, without unreasonable expense, suitable facilities and rights for the construction and maintenance of the necessary circuits and equipment, (b) to secure and retain, without expense to it, suitable space for its plant and facilities in the building where service is or is to be provided, (c) to secure reimbursement of all costs where the owner or operator of a building demands relocations or rearrangement of plant and facilities used in providing service therein, or (d) to secure compliance with the provisions of Section 14, E.4. of this Tariff as to underground construction by the subscriber or any other party in interest, such as the applicant for service or the owner or operator of the premises where service is or is to be provided.
3. The Telephone Company may offer service using wireless as its sole service offering in an area if the company certifies and demonstrates that a substantial portion of its facilities in the area is destroyed, rendered unusable, or beyond reasonable repair.

(C)(1)

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(D)(1)

The following conditions apply to the sole service offering under this paragraph:

- a. The service, at a minimum, will provide customers the ability to make and receive voice telephone calls; access local and toll calling, emergency services with E911 capability, assistance services, telecommunications relay services, and directory listings; and customers of the service will be able to obtain non-published service.
- b. The Telephone Company will adhere to the provisions of this Section 1.C. and to the Commission's requirements relating to customer protection, customer complaints, service quality, safety and reliability.
- c. The customer will supply power to an interface provided by the Telephone Company subject to the limitations detailed in Section 1.A.5.

- (1) The Company requests that these revisions become effective on less than statutory notice on September 20, 2013.

(N)
(N)

GENERAL RULES AND REGULATIONSC. OBLIGATION OF TELEPHONE COMPANY (Cont'd)

3. (Cont'd)

- d. At a minimum, the Company will offer separate residence plans that include features comparable to or more extensive than those included in the following service offerings: Regional Package, Verizon Local Package, Regional Essentials, Access Line Plus Flat-Rated Local Usage, and Access Line Plus Flat-Rated Local Usage at tariffed Lifeline pricing (Lifeline-eligible customers only). The Company will offer a business plan that includes features comparable to or more extensive than those included in the Solutions for Business offering. The net price of each such plan (inclusive of available credits) will be at or below the price of the comparable tariffed plan (inclusive of the federal Subscriber Line Charge applicable to the tariffed plan), as such price may change from time to time. The price of each such plan shall be posted on Verizon New York Inc.'s website.

Section 1.C.3 shall not apply where the Telephone Company offers such an alternative service as an optional service.

The Telephone Company is authorized to offer the alternative service described in Section 1.C(3) as its sole service offering in the following areas:

- Western portion of Fire Island

- e. The provisions of this Section 1.C.3 shall be effective only until the Telephone Company completes construction of a wireline network in western Fire Island, and service over that network is generally available to all customers in western Fire Island.

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(N)(1)
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- (1) The Company requests that these revisions become effective on less than statutory notice on September 20, 2013.

(N)